

MINUTES OF THE MEETING  
OF THE CITY COUNCIL OF THE  
CITY OF BURLINGTON  
February 20, 2007  
9:00 AM

The City Council of the City of Burlington held a regularly scheduled meeting in the Council Chamber, Municipal Building, 425 South Lexington Avenue, Burlington, N. C., 27216-1358, on February 20, 2007, at 9:00 AM

Mayor Stephen M. Ross presided

Councilmembers present: Mayor Ross, Councilmembers Jones, Huffman, Starling and Wall

Councilmembers absent: None

Harold Owen, City Manager, present

Robert M. Ward, City Attorney, present

Jondeen D. Terry, City Clerk, present

INVOCATION: Councilmember Don Starling

MINUTES

Mayor Ross called for approval of the City Council work session minutes of the meeting of February 5, 2007, and the City Council meeting of February 6, 2007.

Upon motion by Councilmember Wall, seconded by Councilmember Starling, it was resolved unanimously to approve the minutes of the meeting held on February 5, 2007, and February 6, 2007.

ADOPTION OF AGENDA

Upon motion by Councilmember Huffman, seconded by Councilmember Jones, it was resolved unanimously to adopt the agenda.

CONSENT AGENDA:

- A) To approve a request from Front Street United Methodist Church to hold a triathlon on Saturday, July 28, 2007, at Lake Cammack Marina.
- B) To approve a request from St. Mark's Church to hold a baptism at Lake Cammack Marina. The date of the service will be August 26, 2007, from 5:00 p.m. to 7:00 p.m. Permission is also required from the North Carolina Department of Environment and Natural Resources (NCDENR)- Public Water Supply Section. The petitioner will be required to provide lifeguards.
- C) To award a bid to RBC Centura for a lease purchase agreement in the amount of \$542,180.00 for capital equipment and to authorize the Mayor and Finance Director to sign all required documents.
- D) To re-approve a final plat of Glenmoor Townhomes, Phase 1, Section 4 that was originally approved by City Council on December 5, 2006. The plat was not recorded within the 60-day time limit provided for within the Subdivision Regulations.
- E) To re-approve a final plat of Glenmoor Townhomes, Phase 1, Section 5 that was originally approved by City Council on December 5, 2006. The plat was not recorded within the 60-day time limit provided for within the Subdivision Regulations.
- F) To re-approve a final plat of Vaux Hall Village Subdivision, Phase 1 that was originally approved by City Council on March 21, 2006. The plat was not recorded within the 60-day time limit provided for within the Subdivision Regulations.
- G) To authorize an investment account at Randolph Bank and to authorize the City Clerk to attest the resolution.
- H) To authorize an investment account at RBC Centura and to authorize the City Clerk to attest the resolution.

Upon motion by Councilmember Starling, seconded by Councilmember Wall, it was resolved unanimously to approve the foregoing consent agenda.

PUBLIC HEARINGS:

ITEM 2: REZONE PROPERTY - DURHAM STREET EXTENSION

Mayor Ross announced that a public hearing had been scheduled to consider rezoning from R-6, Residential District, to B-2, General Business District, the property located on the northeast corner of Durham Street Extension and Riverview Drive approximately 660 feet northeast of Pride Avenue and being as shown on Alamance County Tax Map 12-30, a portion of Lot 6. The remainder of the lot is currently zoned B-2.

Planning Director Robert Harkrader stated that this was a single lot located off Durham Street Extension at the corner of Riverview Drive. Mr. Harkrader stated that the lot was split zoned with an existing business on the commercial part and that the owner wished to expand the business part.

Mr. Jeff Mitchell, Mitchell Roofing, stated the business had existed for a number of years and asked to expand the lot to build another office.

Upon motion by Councilmember Huffman, seconded by Councilmember Wall, it was resolved unanimously to close the public hearing.

Councilmember Huffman moved the adoption of the following ordinance:

07-02

ORDINANCE TO AMEND OFFICIAL ZONING MAP (Rezone Property at Corner of Durham Street Extension and Riverview Drive)

BE IT ORDAINED by the City Council of the City of Burlington, North Carolina:

Section 1. That the official zoning map, an element of the Burlington Zoning Ordinance, and the Comprehensive Land Use Plan are hereby amended by rezoning from R-6, Residential District, to B-2, General Business District, the property located on the northeast corner of Durham Street Extension and Riverview Drive approximately 660 feet northeast of Pride Avenue and being as shown on Alamance County Tax Map 12-30, a portion Lot 6.

Section 2. That all ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed.

Section 3. That this ordinance shall take effect upon passage.

The foregoing ordinance was seconded by Councilmember Starling, and after full discussion, the same was voted upon and declared duly adopted, no amendments having been offered and consent having been given to place the same upon its immediate passage. Councilmembers voting in favor of the motion to adopt the foregoing ordinance were Ross, Jones, Huffman, Starling and Wall.

ITEM 3: REZONE CITY-OWNED PROPERTY - RAUHUT STREET

Mayor Ross announced that a public hearing had been scheduled to consider rezoning City-owned properties from B-1, Neighborhood Business District, to R-6, Residential District. The properties are located on the east side of Rauhut Street between Key and Dudley Streets as shown on Alamance County Tax Map 62-270, Lots 24, 26, 33, 33A and 34.

Planning Director Robert Harkrader stated that the lots were City-owned properties that front on Rauhut Street. He stated that the City could market the properties for residential development and that a non-profit organization was involved in developing the balance of that block for housing.

Councilmember Jones asked if there were any businesses currently on the property.

Mr. Harkrader stated that the property was vacant.

Ms. Robin Wintringham, Habitat for Humanity, stated that the agency owns the back two lots on Hunt Street and would like to have the opportunity to build houses and that the rezoning would assist the agency with the development.

Upon motion by Councilmember Huffman, seconded by Councilmember Starling, it was resolved unanimously to close the public hearing.

Councilmember Huffman moved the adoption of the following ordinance:

07-03

ORDINANCE TO AMEND OFFICIAL ZONING MAP (Rezone Property on  
Rauhut Street)

BE IT ORDAINED by the City Council of the City of  
Burlington, North Carolina:

Section 1. That the official zoning map, an element of the  
Burlington Zoning Ordinance, and the Comprehensive Land Use  
Plan are hereby amended by rezoning from B-1, Neighborhood  
Business District, to R-6, Residential District, the  
properties located on the east side of Rauhut Street between  
Key and Dudley Streets as shown on Alamance County Tax Map 62-  
270, Lots 24, 26, 33, 33A and 34.

Section 2. That all ordinances or parts of ordinances  
inconsistent or in conflict with this ordinance are hereby  
repealed.

Section 3. That this ordinance shall take effect upon passage.

The foregoing ordinance was seconded by Councilmember  
Wall, and after full discussion, the same was voted upon and  
declared duly adopted, no amendments having been offered and  
consent having been given to place the same upon its immediate  
passage. Councilmembers voting in favor of the motion to  
adopt the foregoing ordinance were Ross, Jones, Huffman,  
Starling and Wall.

NEW BUSINESS:

ITEM 4: PROPOSED FEES AND CHARGES SCHEDULE - MARCH 1, 2007

Mayor Ross announced that the City Council would consider  
approving the Fees and Charges Schedule to be effective March 1,  
2007.

City Manager Harold Owen reviewed the changes.

Upon motion by Councilmember Jones, seconded by  
Councilmember Starling, it was resolved unanimously to approve  
the Fees and Charges Schedule to be effective March 1, 2007.

PUBLIC COMMENT PERIOD:

There were no public comments.

ADJOURN:

Upon motion by Councilmember Jones, seconded by Councilmember Starling, it was resolved unanimously to adjourn.

---

Jondeen D. Terry  
City Clerk